THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 11830 of 2005

Dated: 13-07-2006

Between:

Smt.N.Karuna

..... PETITIONER

AND

The Union Bank of India, rep., by its
General Manager, Chennai and four others.

.....RESPONDENTS

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 11830 of 2005

O R D E R:

This writ petition is filed aggrieved by the notice, dated 23-05-2005, issued by the first respondent-Bank under Section 13(4) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for short 'the Act').

Though the petitioner raised various grounds, I am not inclined to express any opinion on merits, since an efficacious alternative remedy of appeal is available under Section 17 of the Act against the impugned notice. Without exhausting the said remedy, the petitioner cannot maintain this writ petition.

Accordingly, the writ petition is disposed of granting leave and liberty to the petitioner to work out the remedy of appeal as provided under law. However, having regard to the facts and circumstances of the case, the respondents are directed not to dispossess the petitioner from the property in question for a period of four weeks from today in pursuance of the impugned notice. No costs.

G. ROHINI, J

Dated: 13-07-2006
KLP